

MILL CREEK DISTRIBUTION SYSTEM ANNUAL MEETING

MARCH 6, 2002

The annual meeting of the Mill Creek Distribution System was called to order at 10:12 a.m. on March 6, 2002 by Chairman Dale Pierson.

The first item of business on the agenda was a review of the minutes for the 2001 meeting. The minutes were read by Casey Ford. There were no corrections or additions to be made. A motion was made by Jim Farnsworth, and seconded by George Carter, to accept the minutes as read. The motion passed.

A discussion of the 2001 Financial Statement was led by Mr. Lee Sim. He indicated that as of January 1, 2001 there was \$3,384.28 in the Trust Account. During 2001, receipts totaled \$5,621.69, of which \$5,389.92 was collected from regular assessments, \$104.07 in delinquent penalties, and \$127.70 in interest. Expenditures totaled \$4,922.39. The balance in the Trust Account as of December 31, 2001 was \$4,083.58. Lee Sim indicated that the Commissioner's salary has been paid for 2001, but not his travel expenses. Mr. Sim also presented the new procedure regarding delinquent assessment payments. The Division of Water Rights will send a letter out requesting payment of the account after two years of delinquency. If after two weeks the account is not paid a Cease and Desist letter will be sent to the delinquent water user, the river commissioner will be instructed to lock the head gate to the delinquent account, and a memo will be placed on the water right file. Following a brief discussion of the Financial Statement, a motion was made by Jim Farnsworth, and seconded by George Carter, to accept the Financial Statement as read. The vote was unanimous.

The next item of business to be considered by the water users was the Commissioner's Report for 2001. Commissioner Robert Byrnes stated that the 2001 season began with a very conservative attitude towards the delivery of water on the system. However, with everyone's cooperation the water that was available was put to good use. Mr. Byrnes said work needs to be done on the Wilson Mesa Ditch, below Warner Lake, to insure the delivery of water to Wilcox Flat and its intended place of use. Also, water that is diverted for the Wilson Mesa diversion flows into Warner Lake. Last year the water level in the Lake was very high, and the embankment began to saturate, causing some serious concerns about its stability, and unsafe conditions for the public. The measuring device on Wilcox Flat also needs to be leveled, and the repairs to Horse Creek Ditch need to continue. Commissioner Byrnes stressed that the meters on #2 & #5 pipelines need to be repositioned. Dale Pierson said they would first reposition one meter, and if successful the other meter would be repositioned. Otherwise, a new type of meter may have to be installed. Following the Commissioner's Report, a motion was made by Jim Farnsworth, and seconded by George Carter,

RECEIVED

MAR 25 2002

WATER RIGHTS
SALT LAKE

Mill Creek Annual Meeting
February 27, 2001

to accept the Commissioner's Report. The motion passed.

The next item of business was the preparation of the budget for 2002. Mr. Lee Sim announced that the Division of Water Rights would add an item to future budgets to help defray its expenses in accounting for and administering the funds to pay the Commissioner's salary and the Distribution System expenses. This additional item is in response to the current state budget shortfall, and the budget cuts imposed on the Division. The calculated expense of this item to the Division is equal to 7.5% of the total budgets for all the distribution systems in the state. The implementation of the State Engineer's assessment will begin in 2002 and will take place over a period of three years. The assessment for the first year will be 2.5%, the assessment for the second year will be 5.0%, and the assessment for the third and succeeding years will be 7.5%. Mr. Sim stated that this item will be evaluated at the end of the fiscal year, in June, and will only be applied if the budget for the Division is in the red. After a brief discussion, Jim Farnsworth made a motion to set the budget at the same amount as in 2001, with the addition of the new item. The motion was seconded by George Carter, and passed unanimously. The budget for 2002 is as follows:

Commissioner's Salary	\$3,090.00
Social Security	237.00
Travel Expenses	1,500.00
Insurance	70.00
Annual Report	100.00
Miscellaneous	50.00
Assessment Costs	126.00
Total	\$5,173.00

Chairman Pierson directed the discussion towards a review of the Commissioner's job performance for 2001. Mr. Jim Farnsworth commented that there should be a written notice if water turns are to be reduced other than by normal low-water adjustments. He stated that advance notice of unanticipated adjustments would help in water management. George Carter asked how the two ditches Janie Walker is using are measured, and what accounts are the flows being charged under. Dale Pierson mentioned having the Commissioner start his duties earlier than normal due to the poor water year, but no decision was made at this time. Other comments indicated that Robert Byrnes was doing a fine job.

The final item of business was the appointment of a Water User's Committee to transact any necessary business during 2002. A motion was made by Mr. Jim Farnsworth, and seconded by

Mill Creek Annual Meeting
February 27, 2001

George Carter, to reappoint the same committee that served in 2001. All present voted in the affirmative. The committee is as follows:

Dale Pierson	Chairman
George Carter	Moab Irrigation Company
Janie Walker	Self
Jim Farnsworth	Mesa Users

It was noted that the current Snotel information indicates a snow water equivalent of 47% of average at the LaSal Mountain site, compared to 67% in 2001. However, some question remains about the gage reading accurately. The March 1 forecast flow on Mill Creek is 3000 acre-feet of water, which is 60% of average. It is expected that 2002 will be a below average water year.

With no further business the meeting adjourned at 11:32 a.m.

Those present at the meeting included the following:

Dale Pierson	Grand Water & Sewer Service Agency
George Carter	Moab Irrigation Company
Bob Byrnes	Mill Creek Commissioner
Jim Farnsworth	South Mesa
Kelly Shumway	Water User
Gertrudys Adkins	Division of Water Rights - SLC
Lee Sim	Division of Water Rights - SLC
Casey Ford	Division of Water Rights - Price